THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.21608 OF 2005

DATED:4.10.2005

Between:

P. Hari Hara Prasad and others

…Petitioners

And

Government of Andhra Pradesh,

Rep. by its Secretary (Accommodation)

General Administration (Accom.C) Department

Secretariat, Hyderabad and another

…Respondents

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ORDER:

The petitioners are retired Government employees. While they were in service, they were allotted quarters in Erramanjil Colony, Hyderabad. They approached the Government requesting to sell the quarters in their possession on outright sale basis, in vain. Therefore, first petitioner and sixty one others filed W.P.No.10378 of 2001 in this Court seeking a direction for sale/alienation of the Government quarters on purchase basis. This Court by order dt.15.12.2004 disposed of the Writ Petition giving liberty to the petitioners therein to make a representation to the Government. After considering the representation, the Government has now issued G.O.Ms.No.407, General Administration (Accom.C) Department, dt.2.9.2005 rejecting the request for sale/alienation of the Government quarters. The Government opined that the Government quarters are intended for occupation, and

not for sale. This G.O. is assailed in the Writ Petition.

So as to facilitate comfortable living in the place of their work, the Government is providing facility of Government quarters to Government employees. It is a condition of service subject to Government employee foregoing house rent allowance and/or paying standard rent, if need arises. Never the Government gave any assurance or promise to sell/alienate the Government quarters. Indeed, it is brought to the notice of this Court, so as to encourage the Government employees to have their own houses, the Government is giving various types of housing loans and also allotting Government land on subsidized rates. The petitioners have not shown any right, which they can enforce against the Government in this Writ Petition.

The Writ Petition is misconceived and is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

4.10.2005

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